

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 05-6106

ANTHONY LEON HOOVER,

Plaintiff - Appellant,

versus

OFFICE OF THE PUBLIC DEFENDER; TODD L. BURKE,
Judge; ELIZABETH TOOMES; PANSY D. GLANTOR,
Assistant District Attorney; CLYDE SOUTHERN,
JR., Probation Officer,

Defendants - Appellees.

Appeal from the United States District Court for the Middle
District of North Carolina, at Durham. James A. Beaty, Jr.,
District Judge. (CA-04-862)

Submitted: May 12, 2005

Decided: May 18, 2005

Before TRAXLER, KING, and SHEDD, Circuit Judges.

Affirmed by unpublished per curiam opinion.

Anthony Leon Hoover, Appellant Pro Se.

Unpublished opinions are not binding precedent in this circuit.
See Local Rule 36(c).

PER CURIAM:

Anthony Leon Hoover seeks to appeal the district court's order adopting the magistrate judge's recommendation and dismissing his complaint under 42 U.S.C. § 1983 (2000) without prejudice. We have reviewed the record and find no reversible error. Accordingly, we affirm substantially on the reasoning of the district court. See Hoover v. Office of the Public Defender, No. CA-04-862 (M.D.N.C. Jan. 4, 2005). We also deny Hoover's motion for appointment of counsel. We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before the court and argument would not aid the decisional process.

AFFIRMED